

REMARKS

This amendment is submitted to be fully responsive to the Office Action issued in the above-referenced application (Paper No. 705). In Paper No. 705, the effective date of the pending application was affirmed to be October 23, 2000. Applicant reserves the right to show in due course during prosecution that the process of encoding per claim 1 is in fact supported by provisional application serial number 60/060,817. By way of this amendment, claim 1 has been amended to incorporate the subject matter of previously presented claims 2, 4 and 6. Claims 2, 4 and 6 have, as a result, been canceled. In light of the above amendments and the following remarks, reconsideration and allowance of pending claims 1, 3, 5 and 7-9 is requested.

All of the pending claims stand rejected under 35 U.S.C. §102(e) as anticipated by DeBrouse (U.S. 5,920,053).

It is a well-established tenet of patent law that for a reference to anticipate a claim, all of the claimed elements must be found within the confines of the single reference, arranged as per the claim.

Claim 1 is a process claim that in amended form recites “retrieving said computer-storage image output as said human-cognizable image on a video display in response to entry of an individualized travel datum of the passenger into a computer in communication with said centralized database.”

While DeBrouse admittedly teaches much of the hardware common to the practice of claim 1, Applicant submits that DeBrouse is silent as to video display retrieval of the passenger image in human-cognizable form upon entry of an individualized travel datum of the passenger. Rather, DeBrouse teaches passenger image display associated with image collection (column 4, lines 30-34). The only output contemplated by DeBrouse are various lists (see reference

numerals 140, 200, 260). As DeBrouse is silent as to the “retrieving” step recited in claim 1, it is respectfully submitted that claim 1 is not anticipated by DeBrouse.

With regard to claim 3, the claim recites the use of an ink color for printing of a human-cognizable passenger image with the “ink color associated with a particular transport departure.” The present specification elaborates on departure-associated ink colors at page 5, lines 16-23. With such a system, for instance, a human-cognizable image of the passenger is printed with a red background to readily alert aircraft personnel when an unauthorized boarding takes place when a red background passenger image is presented for a flight associated with, for instance, a yellow background departure. As DeBrouse is wholly silent as to color coding of specific transport departures, this is submitted to represent an independent basis for the allowability of claim 3 beyond dependency from claim 1 which is now believed to be in allowable form.

Claim 7 relates to a boarding pass having a human-cognizable image of the bearer where the image has “an ink color associated with a transport departure of the bearer.” Applicant hereby incorporates the above remarks made with respect to claim 3 to further explain and distinguish the subject matter of claim 7 from DeBrouse. As DeBrouse is silent as to a color-coded transport departure associated with a human-cognizable image, claim 7 is submitted to be allowable over DeBrouse.

Pending claims 8 and 9 recite a “boarding pass having a machine readable data series ... **independent of a human cognizable image of the bearer**” and “encoding a machine readable data series ... onto a boarding pass ... **independent of a human cognizable image of the passenger on said boarding pass**”, respectively. Applicant submits that nowhere does DeBrouse teach production of a boarding pass “independent of a human-cognizable image”, the human-cognizable image being retrieved on a video display upon reading a machine-readable

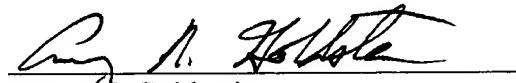
data series from the boarding pass. In the event that rejection of claims 8 and 9 is maintained over DeBrouse, a citation as to where such a teaching is found within DeBrouse with greater specificity is respectfully requested.

In light of the above remarks, reconsideration and withdrawal of the rejection as to claims 1, 3, 5 and 7-9 as anticipated by DeBrouse is requested.

Summary

Claims 1, 3, 5 and 7-9 remain pending in the application. Reconsideration and allowance of the claims is solicited. Should the Examiner have any additional suggestions to improve the format or clarity of the claims, Applicant respectfully invites him to contact the undersigned attorney at the telephone number given below.

Respectfully submitted,



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